

OFFICIAL**FAX COVER SHEET**

TO	Examiner PHAM
COMPANY	USPTO
FAX NUMBER	15712731163
FROM	Tracy Druce
DATE	2004-07-07 20:13:17 GMT
RE	Application No. 10/065,811 - Request to Withdraw Abandonment

COVER MESSAGE

Dear Examiner,

Please review and enter our Request to Withdraw Abandonment papers regarding the above US Application. Please call me if you have any questions or comments. THANK YOU.

-Tracy W. Druce
Ph: 202.293.7333

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PATENT APPLICATION

Attorney Docket No. 07589.0063.PCUS00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): JOHANNESSON, Stig-Erik
SERIAL NO.: 10/065,811 **GROUP ART UNIT:** 1724
FILED: 11/21/2002 **EXAMINER:** PHAM, Mihn Chau Thi
ENTITLED: APPARATUS FOR VENTING A TRANSMISSION

**Office of Initial Patent Examination Division
United States Patent and Trademark Office
Alexandria, VA 22313-1450**

(Via Facsimile: 571.273.1163)


REQUEST TO WITHDRAW NOTICE OF ABANDONMENT

We are attaching the Notice of Abandonment received from the United States Patent and Trademark Office in the above captioned application. The Notice indicates that the "...application is abandoned in view of Applicant's failure to timely file a proper reply to the Office letter mailed on 20 March 2003." In our review of the file, however, we note that a proper reply was timely submitted/faxed to the USPTO. Accordingly, we are attaching a copy of the Confirmation Report confirming "Successful Transmission" of the 10 page Response on 21 July 2003. Further, we also attach all relevant Response papers for your reference.

Please consider this Applicants' formal Request to WITHDRAW the *Notice of Abandonment* and please send a confirmation of the same. Please contact the undersigned in the event that a telephone conference can resolve any remaining issues in this application or hasten its progression towards Examination.

Respectfully Submitted,

NOVAK DRUCE LLP
1615 L Street, NW, Suite 850
Washington, DC 20036
Phone 202.293.7333
Fax 202.318.7811



Tracy W. Druce
Attorney for Applicants
Reg. No. 35,493



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/065,811	11/21/2002	Stig-Erik Johannesson	07589.0063.PCUS00	7984
28694	7590	04/02/2004		
HOWREY SIMON ARNOLD & WHITE LLP 1299 PENNSYLVANIA AVE., NW BOX 34 WASHINGTON, DC 20004			EXAMINER PHAM, MINH CHAU THI	
			ART UNIT 1724	PAPER NUMBER

DATE MAILED: 04/02/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

RECEIVED
DOCKET DEPT.
HOWREY SIMON ARNOLD & WHITE

APR 05 2004

WASHINGTON, D.C.

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Sum 4/5/04


Notice of Abandonment	Application No.	Applicant(s)	
	10/065,811	JOHANNESSON, STIG-ERIK	
	Examiner	Art Unit	
	Minh-Chau T. Pham	1724	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 20 March 2003.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:


ELAINE COPENHEAVER
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1700


Minh-Chau Pham
Patent Examiner
Art Unit: 1724

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 0329

CONFIRMATION REPORT - MEMORY SEND

Time : JUL-21-03 18:30
Fax number: 2026248860
Name :

Job : 793
Date : JUL-21 18:27
To : 97038729698
Doc. pages : 10
Start time : JUL-21 18:27
End time : JUL-21 18:30
Pages sent : 10
Job:793

*** SEND SUCCESSFUL ***



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A LIMITED LIABILITY PARTNERSHIP

July 21, 2003

VIA FACSIMILE: 703.872.9698

Examiner Minh Chau Thi PHAM
Group Art Unit 1724
UNITED STATES PATENT AND
TRADEMARK OFFICE
Alexandria, VA 22313-1450

Re: Application No.: 10/065,811
Filing Date: 11/21/2002
Entitled: "APPARATUS FOR VENTING A TRANSMISSION"
Att. Packet No.: 07589.0063, PCUS00

Dear Examiner PHAM:

Attached for your consideration please find the following:

- 1) Response to Non-Final Office Action; and
- 2) Petition for Extension of Time.

Please feel free to contact me at 202.383.7398 should you have any questions.

Respectfully submitted,
HOWREY SIMON ARNOLD & WHITE, LLP

Tracy W. Druce, Esq.
Attorney of Record

AttachmentsCERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this document and any attachments referred to herein are being faxed to
Examiner PHAM, Group Art Unit 1724, United States Patent and Trademark Office at fax no.
703.872.9698 on 21 July 2003.


Tracy W. Druce